

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

KEMPER VALVE & FITTINGS CORP.,

Plaintiff

v.

TEXAS HEAT TREATING, INC.,

Defendant

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Case No. A:13-CV-853 AWA

PLAINTIFF KEMPER VALVE & FITTINGS CORP.'S WITNESS LIST

Plaintiff Kemper Valve & Fittings Corp. ("Kemper") respectfully submits this Witness List pursuant to the Court's Amended Scheduling Order [Doc. 35] and Local Rule CV-16(e).

Kemper expects to call the following witnesses at the trial scheduled to begin on April 4, 2016:

1. Mr. Jackson "Joe" Kemper
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010
2. Mr. Michael Liotus
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010
3. Mr. Ronald C. Bateman
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800

Austin, Texas 78701
(512) 770-4010

4. Dr. Eric M. Taleff
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010
5. Dr. Wayne Taylor
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010
6. Mr. Aaron “Seth” Palatnik
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010

Kemper may call the following witnesses at the trial scheduled to begin on April 4, 2016.

If any of these witnesses are unavailable at trial and have been deposed, Kemper reserves the right to designate and submit their deposition testimony in lieu of live testimony. Kemper may call the witnesses identified below as “hostile witnesses, an adverse party, or a witness identified with an adverse party.” *See* Fed. R. Evid. 611(c)(2).

1. Mr. Robert “Bob” Weldon
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010
2. Mr. James Wagner
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701

(512) 770-4010

3. Mr. John Murray
c/o Joseph R. Knight
Ewell, Brown, Blanke & Knight LLP
111 Congress Avenue, Suite 2800
Austin, Texas 78701
(512) 770-4010
4. Mr. Cleveland “Buster” Crossley
c/o Richard M. Simses
Cotten Schmidt & Abbott, L.L.P.
25025 N. I-45, Suite 410
The Woodlands, TX 77380
(281) 824-3551
5. Mr. Anthony Pugh
c/o Richard M. Simses
Cotten Schmidt & Abbott, L.L.P.
25025 N. I-45, Suite 410
The Woodlands, TX 77380
(281) 824-3551
6. Mr. Eduardo Salinas
c/o Richard M. Simses
Cotten Schmidt & Abbott, L.L.P.
25025 N. I-45, Suite 410
The Woodlands, TX 77380
(281) 824-3551
7. Dr. Nicholas E. Biery
c/o Richard M. Simses
Cotten Schmidt & Abbott, L.L.P.
25025 N. I-45, Suite 410
The Woodlands, TX 77380
(281) 824-3551

Kemper specifically reserves the right to call witnesses contained in Texas Heat Treating’s witness list, as well as rebuttal witnesses to the extent the need arises during trial and to the extent those persons have been identified as persons with knowledge of discoverable information by one of the parties in this action. Kemper further reserves the right to supplement or amend the above list of witnesses to the extent permitted by the Court.

Dated: March 17, 2016

Respectfully submitted,

EWELL, BROWN, BLANKE & KNIGHT LLP

By: /s/ Joseph R. Knight

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**KELLY, OLSON, MICHOD, DEHAAN &
RICHTER, L.L.C.**

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**ATTORNEYS FOR
KEMPER VALVE & FITTINGS CORP.**

CERTIFICATE OF SERVICE

On March 17, 2016, I electronically submitted the foregoing document with the clerk of the court of the U.S. District Court, Western District of Texas, using the electronic case filing system of the Court. I hereby certify that I will serve all counsel of record electronically or by other means authorized by the Court or the Federal Rules of Civil Procedure.

/s/ Joseph R. Knight

Joseph R. Knight